



2013 ASSEMBLY BILL 551

December 9, 2013 – Introduced by Representatives KERKMAN, C. TAYLOR, BARNES, BERCEAU, BIES, BILLINGS, KAHL, KOLSTE, T. LARSON, MILROY, OHNSTAD, A. OTT, POPE, TRANEL, WACHS and WRIGHT, cosponsored by Senators COWLES, RISSER, T. CULLEN, HARRIS, L. TAYLOR, LASSA and LEHMAN. Referred to Committee on Public Safety and Homeland Security.

1 **AN ACT to amend** 101.123 (2) (d) 2. and 101.123 (3) (h) of the statutes; **relating**
2 **to:** smoking in private residences that are used as child care centers.

Analysis by the Legislative Reference Bureau

Under current law, no person may smoke in most indoor locations. Current law specifically bans smoking at any time inside child care centers that are operated by child care providers who are required to be licensed or who are otherwise regulated by the Department of Children and Families (regulated child care centers). A child care provider is required to be licensed or is subject to other regulation if the provider provides care to four or more children who are under the age of seven. Current law also bans smoking outside on the premises of a regulated child care center when children who are receiving child care services are present.

The bill expands the ban against smoking inside and outside regulated child care centers to include private residences that are used as licensed child care centers.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

3 **SECTION 1.** 101.123 (2) (d) 2. of the statutes is amended to read:

